IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 1ST SEPTEMBER 2006 / 10TH BHADRA 1928

Bail Appl..No. 5403 of 2006

CMP.12158/2006 of J.M.F.C.,KARUNAGAPPALLY
CRIME NO.159/2006 OF KARUNAGAPPALLY EXCISE RANGE

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PETITIONER/ACCUSED

AJAYAKUMAR, S/O. SANKARAN,
THAMARASSERIYIL, KOTTAKKAPPURAM MURI,
KULASEKHARAPURAM VILLAGE,
KARUNAGAPPALLY, KOLLAM.

BY ADV. SRI.C.RAJENDRAN

RESPONDENTS: COMPLAINANT

STATE OF KERALA - REPRESENTED BY
EXCISE INSPECTOR, KARUNAGAPPALLY EXCISE RANGE
THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5403/2006

DATED THIS THE 1ST DAY OF SEPTEMBER, 2006

O R D E R

The petitioner was arrested on 18.8.2006, with four liters of illicit arrack, by the Inspector of Karunagappally Excise Range, who registered C.R.No.159/2006 of that Excise Range, under Section 8(1) & (2) of the Abkari Act. He remains in judicial custody, thereafter. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and considering the materials on record, I grant bail and release the petitioner from jail, subject to the following conditions:-

> (a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class, Karunagappally.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Tuesday, between 10.00 a.m and 11.00 a.m., for a period of three months, starting from 12.9.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs